

THE LAW OFFICES OF  
**MICHAEL L. SPIEGEL**  
111 BROADWAY, SUITE 1305  
NEW YORK, NEW YORK 10006  
TEL: (212) 587-8558 FAX: (212) 571-7767

April 25, 2008

**BY FAX TO (914)390-4152**

Hon. Kenneth M. Karas  
United States District Judge  
United States District Court  
300 Quarropas Street, Chambers 533  
White Plains, NY 10601-4150

**MEMO ENDORSED**

Re: Barbour, et al. v. City of White Plains, et al.  
07 Civ. 3014 (KMK)(MDF)

Dear Judge Karas:

I am counsel for plaintiffs in the above-referenced action. I write to request that Your Honor re-schedule the conference now scheduled for 2:00 p.m. on April 30, 2008 in this matter. (Permission to fax this letter was given by Alicia.) I have left messages for, but have been unable to speak with, defendants' counsel, Frances Marinelli, Esq., of Joseph Maria, PC, concerning this request.

I must be available for a court-ordered deposition in another pending matter (Dornby & Branca v. ADF Fifth Operating Corp., et al., 06 Civ. 3272 (DAB)) on April 30, 2008.

Respectfully submitted,



Michael L. Spiegel

MLS:ms

cc: Frances Marinelli, Esq. (by fax)  
Joseph A. Maria, PC

Conference is adjourned until

May 20, 2008, at 12:00

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| USDS SDNY<br>DOCUMENT<br>ELECTRONICALLY FILED<br>DOC #: _____<br>DATE FILED: _____ |
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SO ORDERED

  
KENNETH M. KARAS, U.S.D.J.

4/24/08